

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

OCT 19 2010

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

PAUL HOLMAN, individually, and on
behalf of all others similarly situated; et
al.,

Plaintiffs - Respondents,

v.

APPLE, INC. and AT&T MOBILITY,
LLC,

Defendants - Petitioners.

No. 10-80145

D.C. No. 5:07-cv-05152-JW
Northern District of California,
San Jose

ORDER

Before: O'SCANNLAIN and W. FLETCHER, Circuit Judges.

The court, in its discretion, denies the petition for permission to appeal the district court's July 8, 2010 order granting class action certification. *See* Fed. R. Civ. P. 23(f); *Chamberlan v. Ford Motor Co.*, 402 F.3d 952 (9th Cir. 2005) (per curiam).